



ATTORNEY DOCKET NO.: EMP04-01
SMALL ENTITY

-1-

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Thomas Mayberry, George Friedman, and Kevin Putnam
Serial No.: 09/975,398
For: TESTING WEB SERVICES AS COMPONENTS
Filing Date: October 11, 2001
Examiner: Uzma Alam
Art Unit: 2157
Conf. No.: 1199

Certificate of Mailing Under 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **MAIL STOP AMENDMENT** Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on:

Date: April 3, 2006

By: Penny A. Coelho
(Typed or printed name of person mailing
Document, whose signature appears below)

Signature: _____

MAIL STOP AMENDMENT
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

PETITION FOR UNINTENTIONALLY DELAYED PRIORITY CLAIM

Sir:

Applicant hereby petitions the Commissioner of Patents and Trademarks to include a priority claim in the above-identified application. The application has been

-2-

amended by way of an amendment filed April 3, 2006, which includes the priority claim to provisional application number 60/277,072 filed March 19, 2001. This petition includes a statement that the entire delay between when the claim was due under 37CFR 1.78(a)(2) and the date the claim was filed was unintentional and further that the error occurred without any deceptive intent. The petition fee set forth in 37 C.F.R. 1.17(t) is enclosed herewith.

The Commissioner is hereby authorized to charge any other fees under 37 C.F.R. §1.16 and §1.17 that may be required, or credit any overpayment, to our Deposit Account No. 50-3735.

If the enclosed papers or fees are considered incomplete, the Patent Office is respectfully requested to contact the undersigned collect at (508) 616-9660, in Westborough, Massachusetts.

Respectfully submitted,



David W. Rouille, Esq.
Attorney for Applicant(s)
Registration No.: 40,150
Chapin Intellectual Property Law, LLC
Westborough Office Park
1700 West Park Drive
Westborough, Massachusetts 01581
Telephone: (508) 616-9660
Facsimile: (508) 616-9661

Attorney Docket No.: EMP04-01

Dated: April 3, 2006

STATEMENT

My name is David W. Rouille and I am an attorney registered to practice before the United States Patent and Trademark Office, Registration No. 40, 150.


On or about March 27, 2006 I became aware that a priority claim, claiming priority to provisional patent application number 60/277,072 filed March 19, 2001, had not been made in the present application, 09/975,398, filed October 11, 2001 and titled "TESTING WEB SERVICES AS COMPONENTS".

The entire delay between when the claim was due under 37 CFR 1.78(a)(2) and the date the claim was filed was unintentional. The error occurred without any deceptive intent.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Dated: April 3, 2006



David W. Rouille
Reg. No. 40,150
Attorney for Applicants